

FILED
Clerk
District Court
FEB 13 2025

for the Northern Mariana Islands
By JP
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

PAUL MURPHY,

Plaintiff,

v.

ANTHONY I. MACARANAS, in his
official capacity as Commissioner of the
Department of Public Safety of the Northern
Mariana Islands

Defendant.

Case No. 1-24-cv-00017

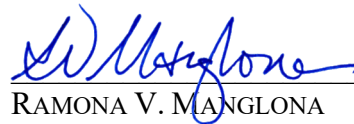
NOTICE TO PARTIES

On November 5, 2024, pro se Plaintiff Paul Murphy filed his Complaint for Declaratory and Injunctive Relief. (ECF No. 1.) Under Rule 4(m) of the Federal Rules of Civil Procedure (“FRCP”), Murphy’s deadline to properly serve Defendant Anthony I. Macaranas with a summons and the Complaint was February 3, 2025. (See ECF No. 10 at 5.) On February 4, 2025, the Court received a summons not signed or dated by the Clerk of Court, with a proof of service indicating Defendant was served on January 31, 2025. (ECF No. 11.) The same day that proof of service was filed, the Clerk issued a summons for Defendant. The next day, the summons issued by the Clerk and proof of service indicating that Defendant was personally served on February 5, 2025 was filed. (See ECF No. 12–12-1.) Although service was made two days after the deadline, the Court sua sponte exercises its discretion to extend the service deadline by two extra days. See *Marlor v. Bonneville Cnty.*, No. CV-06-371-E-BLW, 2007 WL 869157, at *1 (D. Idaho Mar. 20, 2007) (denying defendant’s motion to dismiss when defendant was served 11 days after deadline).

The Court now notifies both parties that it will decide Defendant’s Motion to Dismiss any claim regarding 6 CMC § 2222(a) (ECF Nos. 3-1 at 4–5; 3-2; 3-3)—which Plaintiff has

1 not filed an opposition to——without a hearing. If Defendant wishes to file any additional
2 response to the Complaint served upon him on February 5, 2025, he shall do so by February 26,
3 2025, pursuant to Rule 12 of the FRCP.

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5 IT IS SO ORDERED this 13th day of February, 2025.

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8 RAMONA V. MANGLONA
9 Chief Judge
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